

FILED

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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No. CR 13-0498 JST
14 Plaintiff,)
15 v.)
16 ANTONIO DIAZ SANCHEZ,)
17 Defendant.)
18 _____)

**STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME UNDER 18
U.S.C. § 3161**

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20 The parties in this case appeared before the Court on September 13, 2013. At that time,
21 defense counsel represented that additional time would be required to review discovery provided
22 by the government and reach a possible resolution in the case with the government. As a result,
23 the Court set the matter to October 4, 2013. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

24 The parties have agreed to exclude the period of time between September 13, 2013, and
25 October 4, 2013, from any time limits applicable under 18 U.S.C. § 3161. The parties agreed
26 that granting the exclusion would maintain continuity of counsel and allow the reasonable time
27 necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties
28 also agreed that the ends of justice served by granting such an exclusion of time outweigh the

STIPULATION & [PROPOSED] ORDER EXCLUDING TIME
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1 best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). At
2 the hearing, the Court made findings consistent with this agreement.

3 SO STIPULATED:

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5 MELINDA HAAG
United States Attorney

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7 DATED: September 13, 2013

/s/
8 JANAKI GANDHI
Special Assistant United States Attorney

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10 DATED: September 13, 2013

/s/
11 STEVEN KALAR
Attorney for Defendant Antonio Diaz Sanchez

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[PROPOSED] ORDER

2 For the reasons stated above and at the September 13, 2013, hearing, the Court finds that
3 the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from
4 September 13, 2013, to October 4, 2013, is warranted and that the ends of justice served by the
5 continuance outweigh the best interests of the public and the defendant in a speedy trial. 18
6 U.S.C. § 3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of
7 continuity of counsel and the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

10 IT IS SO ORDERED.

12 DATED: 9/16/13

THE HONORABLE JON S. TIGAR
United States District Judge